

**FILED**

**NOV - 2 2004**

**Nos. 04-4314 & 04-4315**

**UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT**

**LEONARD GREEN, Clerk**

**OHIO DEMOCRATIC PARTY,  
Plaintiff - Appellee**

**v.**

**J. KENNETH BLACKWELL, et al.  
Defendants**

**FRANKLIN COUNTY BOARD OF ELECTIONS  
Defendant - Appellant (No. 04-4314)**

**OHIO DEMOCRATIC PARTY,  
Plaintiff - Appellee**

**v.**

**J. KENNETH BLACKWELL,  
Defendant - Appellant (No. 04-4315)**

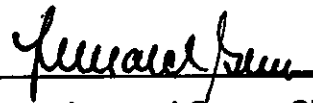
**FILED  
JAMES BONINI  
CLERK**  
**2004 NOV - 2 P 11:00**  
**U.S. DISTRICT COURT  
SOUTHERN DISTRICT  
OF OHIO  
COLUMBUS, OHIO**  
**ORDER**

**Before: MOORE and GIBBONS, Circuit Judges, and EDMUNDS\*, District Judge**

For the reasons stated in the district court's order of November 2, 2004 and for the reasons stated in the plaintiffs' motion for a temporary restraining order and memorandum in support thereof, the Court denies the emergency motions for stay of the district court's order filed by defendants-appellants J. Kenneth Blackwell and the Franklin County Board of Elections.

Judge Gibbons would grant a stay.

**ENTERED BY ORDER OF THE COURT**



**Leonard Green, Clerk**

\*Hon. Nancy G. Edmunds, United States District Judge for the Eastern District of Michigan, sitting by designation.